

IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF NORTH CAROLINA
CHARLOTTE DIVISION
3:23-cv-00235-MOC-WCM

AARON ASELTINE)
on behalf of himself and all)
others similarly situated,)
)
Plaintiff,)
v.)
)
BANK OF AMERICA, N.A.,)
)
Defendant.)

ORDER

This matter is before the Court on Plaintiff’s Motion to Appoint Interim Co-Lead Counsel and Liaison Counsel (the “Motion to Appoint,” Doc. 31) and a Joint Notice of Settlement and Stipulation for Stay Pending Settlement Approval (the “Joint Stipulation,” Doc. 32).

The Motion to Appoint was filed on March 25, 2024.

The Joint Stipulation was filed subsequently on April 11, 2024 and states that the parties “have reached an agreement in principle on the material terms of a class settlement to resolve and release on a classwide basis all claims pending in the above-referenced action.” Doc. 32. The Joint Stipulation further states that the parties will endeavor to file the settlement agreement along with a motion for preliminary approval of the settlement within 30 days, and requests that all deadlines be stayed pending approval of the settlement. Id.

In light of the Joint Stipulation, the Motion to Appoint (Doc. 31) will be **DENIED WITHOUT PREJUDICE**, such that the appointment of class counsel may be considered in connection with the parties' request for approval of their settlement.

The parties' request that the case management deadlines be stayed will be **GRANTED IN PART** as follows:

- (1) The parties **SHALL FILE** a motion for preliminary approval of their settlement on or before **May 24, 2024**.
- (2) The deadlines for the parties to disclose their Phase I experts are **HELD IN ABEYANCE** pending the filing of the motion for preliminary approval of the settlement.

It is so ordered.

Signed: April 22, 2024



W. Carleton Metcalf
United States Magistrate Judge

